

HOUSE BILL 1468

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2004 Regular Session
4lr3154
CF SB 839

By: ~~Delegate Jameson~~ Delegates Jameson, Hurson, Hammen, Boutin, Costa,
Donoghue, Elliott, Goldwater, Kach, Mandel, Morhaim,
Nathan-Pulliam, Rosenberg, Rudolph, Smigiel, V. Turner, and Weldon

Introduced and read first time: February 27, 2004
Assigned to: Rules and Executive Nominations

Re-referred to: Health and Government Operations, March 8, 2004

Committee Report: Favorable with amendments
House action: Adopted
Read second time: March 26, 2004

CHAPTER _____

1 AN ACT concerning

2 **Bed and Breakfast Establishments - Food Service - Regulation**

3 FOR the purpose of exempting certain bed and breakfast establishments from certain
4 Department of Health and Mental Hygiene and local government regulations
5 relating to a certain type of kitchen equipment; requiring certain bed and
6 breakfast establishments to ~~register with the health officer in the county~~ be
7 licensed as food establishments; providing that certain bed and breakfast
8 establishments are subject to certain food safety and contamination regulations;
9 requiring the health officer in each county where a certain bed and breakfast
10 establishment is ~~registered~~ licensed to inspect the bed and breakfast
11 establishment for compliance with certain food safety and contamination
12 regulations; and generally relating to the regulation of food service at bed and
13 breakfast establishments.

14 BY adding to
15 Article - Health - General
16 Section 21-323.1
17 Annotated Code of Maryland
18 (2000 Replacement Volume and 2003 Supplement)

19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
20 MARYLAND, That the Laws of Maryland read as follows:

1

Article - Health - General

2 21-323.1.

3 (A) IN THIS SECTION, "BED AND BREAKFAST ESTABLISHMENT" MEANS A
4 LODGING OR ROOMING HOUSE AS DEFINED IN § 9-201 OF THE PUBLIC SAFETY
5 ARTICLE HAVING ~~EIGHT~~ FIVE ROOMS OR LESS FOR RENT.

6 (B) A BED AND BREAKFAST ESTABLISHMENT IS EXEMPT FROM ANY
7 REGULATION GOVERNING FOOD SERVICE FACILITIES THAT IS ADOPTED BY THE
8 DEPARTMENT OR A LOCAL GOVERNMENT RELATING TO THE CONSTRUCTION OR
9 INSTALLATION OF COMMERCIAL GRADE KITCHEN EQUIPMENT IN THE BED AND
10 BREAKFAST ESTABLISHMENT.

11 (C) EACH BED AND BREAKFAST ESTABLISHMENT THAT INTENDS TO SERVE
12 HOT MEALS TO RENTERS SHALL BE ~~REGISTERED WITH THE HEALTH OFFICER FOR~~
13 ~~THE COUNTY AND IS:~~

14 (1) LICENSED IN ACCORDANCE WITH § 21-305 OF THIS SUBTITLE; AND

15 (2) SUBJECT TO STATE AND LOCAL HEALTH REGULATIONS THAT
16 GOVERN FOOD SAFETY AND CONTAMINATION.

17 (D) IN EACH COUNTY, THE HEALTH OFFICER SHALL INSPECT EACH BED AND
18 BREAKFAST ESTABLISHMENT THAT INTENDS TO SERVE HOT MEALS TO RENTERS
19 FOR COMPLIANCE WITH FOOD SAFETY AND CONTAMINATION REGULATIONS IN
20 ACCORDANCE WITH § 21-313 OF THIS SUBTITLE.

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
22 October 1, 2004.